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Attorneys for Defendant
 MERCK & CO., INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

RICHARD HASKIN, individually and on behalf
 of all others similarly situated,

Plaintiffs,

vs.

MERCK & CO., INC. and SCHERING-
 PLOUGH CORP.,

Defendants.

No.: C 08-0376 MEJ

**DECLINATION TO PROCEED BEFORE A
 MAGISTRATE JUDGE AND REQUEST
 FOR REASSIGNMENT TO A UNITED
 STATES DISTRICT JUDGE**

Compl. Filed: January 22, 2008
 Trial Date: None set
 Disc. Cut-Off: None set

Honorable Maria Elena James

No.: C 08-0376 MEJ

DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR REASSIGNMENT TO A
 UNITED STATES DISTRICT JUDGE

REED SMITH LLP
 A limited liability partnership formed in the State of Delaware

1 REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

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3 The undersigned party hereby declines to consent to the assignment of this case to a United
4 States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to
5 a United States District Judge.

6
7 DATED: February 12, 2008.

8 REED SMITH LLP

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10 By /s/ Steven J. Boranian
11 Steven J. Boranian
12 Attorneys for Defendant
13 Merck & Co., Inc.
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